

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Oliver B. Anderson, et al.

Confirmation No. 9054

Serial No.: 10/677,984

Art Unit: 1614

Filed : October 2, 2003

Examiner: Lezah Roberts

For : ZERO CYCLE MOLDING SYSTEMS, METHODS AND APPARATUSES FOR
MANUFACTURING DOSAGE FORMS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This communication is in response to an Office Action, mailed from the United States Patent and Trademark Office on January 17, 2007. The Office Action set a period for response to expire on February 17, 2007. This Communication is being filed within the period set for response.

No fee, petition or certification is required.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/MCP5018/DRC.

Remarks

Claims 1-40 are pending and subject to a restriction requirement. The Examiner requires an election of claims as between:

- I. claims 1-16;
- II. claims 17-24 and 28-40; and
- III. claims 25-27.

Applicants elect to prosecute the claims of Group I, drawn to claims 1-16.

The Examiner further makes an election of species requirement as between a flowable material and a thermally insulative material. Applicants request that the Examiner search the embodiments directed to a flowable material subject to the following request for reconsideration of the election of species.

The thermally insulative material element of the pending claims is directed to a property of a component on the apparatus, while the “flowable material” element is directed to a material for use in the apparatus. Applicants submit that it is not possible to select one species to the exclusion of the other because both materials are integral parts of the claimed invention, but in materially different ways. In view of the fact that these elements are not actually species of the same element, Applicants request that the Examiner reconsider and withdraw the election of species requirement as proposed.

Applicants submit that the foregoing is a complete response to the pending Office Action. In the event further information is necessary, Applicants urge the Examiner to contact the undersigned representative.

Respectfully submitted,

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